

## CLASSIFICATION OFFICE DECISION

**Title of publication:** ameturepic (959).jpg

**Other known title(s):** Not stated

**OFLC ref:** 1100091.003

**Medium:** Computer Image File Printout

**Publisher:** Not stated

**Country of origin:** Not stated

**Language:** Not applicable

**Applicant:** Commissioner of Police

<b>Classification:</b>	Unrestricted.
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**Descriptive note:** None

**Display conditions:** None

**Date of entry in Register:** 31 March 2011

**Date of direction to issue a label:** No direction to issue a label has been issued

### Summary of reasons for decision:

The computer image file printout is unrestricted.

The printout cannot reasonably be regarded as sexual in nature. The image shows a naked girl in her mid to late teens relaxing with other people. The girl is clearly comfortable with her nudity. It is likely that the photograph is a snapshot taken during a naturist gathering. There are no elements that might encourage a different reading. A viewer's predisposition to regard any image of nudity as having a sexual meaning may result in a sexual interpretation, but to others the image simply depicts a young person in a setting where nudity is appropriate.

There are no sexual elements in the image and it raises no issues under s3(1), s3A or s3B of the Films, Videos, and Publications Classification Act 1993. The printout must, therefore, be classified as unrestricted. This classification is consistent with the right to freedom of expression as set out in s14 of the New Zealand Bill of Rights Act 1990.